

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. CR11-131-MJP
Plaintiff,)
)
v.)
) DETENTION ORDER
HOANG LAM,)
)
Defendant.)
_____)

Offense charged: Conspiracy to Distribute Controlled Substances

Date of Detention Hearing: May 31, 2011.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged with a drug offense, the maximum penalty of which

01 is in excess of ten years. There is, therefore a rebuttable presumption against defendant as to
02 both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

03 2. The AUSA proffers a wiretap line sheet report which is alleged to be a recorded
04 conversation between this defendant and a co-defendant, in which kidnapping or murder or an
05 associate is discussed. Defendant's past criminal record includes a conviction for Murder in
06 the 1st Degree and Robbery in the 2nd Degree from King County Superior Court. Defendant
07 was released from state DOC supervision in December 2009. He is a deportable alien, being a
08 citizen of Vietnam, but it is unlikely he would be deported to that country if convicted.

09 3. Taken as a whole, the record does not effectively rebut the presumption that no
10 condition or combination of conditions will reasonably assure the appearance of the defendant
11 as required and the safety of the community.

12 It is therefore ORDERED:

- 13 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
14 General for confinement in a correction facility separate, to the extent practicable, from
15 persons awaiting or serving sentences or being held in custody pending appeal;
- 16 2. Defendant shall be afforded reasonable opportunity for private consultation with
17 counsel;
- 18 3. On order of the United States or on request of an attorney for the Government, the
19 person in charge of the corrections facility in which defendant is confined shall deliver
20 the defendant to a United States Marshal for the pupose of an appearance in connection
21 with a court proceeding; and
- 22 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel

01 for the defendant, to the United States Marshal, and to the United State Pretrial Services
02 Officer.

03 DATED this 31st day of May, 2011.

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06 Mary Alice Theiler
07 United States Magistrate Judge
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